

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
WESTERN DIVISION**

RONALD PENMAN and ADELANTE OIL	)	
& GAS, LLC,	)	
	)	
Plaintiffs,	)	
	)	Case No. 22-cv-00097-DMT-CRH
v.	)	
	)	
HESS BAKKEN INVESTMENTS II, LLC,	)	
	)	
Defendant.	)	
	)	

**HESS'S MOTION TO DISMISS**

Hess Bakken Investments II, LLC ("Hess"), by and through its undersigned counsel, hereby moves this Court for an order under Rule 12(b)(6) of the Federal Rules of Civil Procedure dismissing the complaint. In support of this motion, Hess incorporates the accompanying Memorandum of Law.

Dated: August 4, 2022

Respectfully submitted,

/s/ Paul J. Forster

---

Paul J. Forster (ND ID #07398)  
Zachary R. Eiken (ND ID #07832)  
CROWLEY FLECK PLLP  
100 W. Broadway, Suite 250  
P.O. Box 2798  
Bismarck, ND 58502-2798  
(701) 223-6585  
(701) 222-4853  
pforster@crowleyfleck.com  
zeiken@crowleyfleck.com

Daniel T. Donovan, P.C.  
Ragan Naresh, P.C.  
KIRKLAND & ELLIS LLP  
1301 Pennsylvania Avenue, NW  
Washington, DC 20004  
(202) 389-5000  
(202) 389-5200  
daniel.donovan@kirkland.com  
ragan.naresh@kirkland.com